IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
CONTEMPT PETITION NO.32 OF 2006
IN
WRIT PETITION NO.374 OF 1996
BHIMRAJ RAMA GAIKWAD & ORS. ..PETITIONERS
V/S
INDIAN AIRLINES LTD. & ANR. ..RESPONDENTS
AND
R. HARIHARAN & ORS. ..CONTEMNORS
MR. S.M. DIXIT WITH SUDEEP DASGUPTA & RASHINI KRISHNA WITH SHAH FOR RESPONDENTS.
S.M. SAKHARDANDE I/B D.S. SAKHALKAR FOR PETITIONER.

CORAM : S.K. SHAH,J.
DATE : 25TH AUGUST,2006.

P.C.

The contempt is alleged to have been committed of the order dated 16th October, 2001. The petitioners are claiming right of absorption under the said order. On reading the order it does not say that the petitioner established right to absorption. The direction is to frame the scheme after considering the requirement of regular work force in its different departments and also the necessity for alleviation of the suffering of those workers and fix the strength

of work force. The absorption of the workers listed in the petition shall be subject to fulfilment of conditions of eligible qualification with relaxation of the age prescribed under the Rules.

Learned counsel for the Respondents states that in the affidavit filed by Mr. Kamath, Dy. General Manager (Personnel) of the Respondent Company, it is mentioned that the order has been complied with fully and there is no wilful disobedience of the orders passed by this court.

Since there is no order for absorption of the petitioner, this affidavit is in compliance with the order and therefore there is no question of contempt of the order. The contempt petition is disposed of.

(S.K. SHAH, J.)